Reg. No. KL/TV/12

KERALA GAZETTE

EXTRAORDINARY

PUBLISHED BY AUTHORITY

Vol. XXIV] Trivandrum, Friday, 3rd August 1979 / 12th Sravana 1901 [No. 550

NOTIFICATION

No.W4-81549/79. *3rd August*, 1979.

In exercise of the powers conferred under Sub-rule (4) of Rule 2, Chapter V of K. E. R. read with Notification No. 46302/F3/78/G.Edn. dated 22-6-1979 the Director of Public Instruction, after considering the objections and representations filed against the preliminary list of areas notified in Gazette Extraordinary No. 443 dated 22-6-1979 in accordance with the rules, hereby publishes with the approval of Government in the Appendices to this Notification the final list of areas where new unaided recognised High Schools are to be opened or existing unaided recognised U.P. Schools are to be upgraded, new unaided recognised U.P. Schools are to be opened or existing unaided recognised L. P. Schools are to be upgraded and new unaided recognised L.P. Schools are to be opened in the year 1979-80.

Office of the
Director of Public Instruction,
Trivandrum.

C. K. K. Panicker,
Director of Public Instruction.

33/3067/MC

Appendix I

Final list of areas where High Schools are to be opened or Upper Primary Schools are to be upgraded.

Sl. No.	Place	Revenue District
1	Perinthalmanna	Malappuram
2	Manjeri	do.
3	Tenhippalam	do.
4	Trichur	Trichur
5	Kalamasserry	Ernakulam
6	Jagathy (Trivandrum)	Trivandrum
7	Cheruvaikkal (Sreekariam)	do.
8	Vattappara (Trivandrum)	do.

Appendix II

Final list of areas where Upper Primary Schools are to be opened or Lower Primary Schools are to be upgraded.

Sl. No.	Place	Revenue District
1	Kanhangad	Cannanore
2	Tenhippalam	Malappuram
3	Olavakkot	Palghat
4	Chalakudy	Trichur
5	Neeloor	Kottayam
6	Vattappara (Trivandrum)	Trivandrum

Appendix III

Final list of areas where Lower Primary Schools are to be opened.

Sl. No.	Place	Revenue District
1	Perinthalmanna	Malappuram
2	Chittur	Palghat
3	Trichur	Trichur
4	Chalakudy	do.
5	Adoor	Quilon
6	Vattappara (Trivandrum)	Trivandrum

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1979

Reg. No. KL/[illegible]

KERALA GAZETTE

EXTRAORDINARY

PUBLISHED BY AUTHORITY

Vol. XXIV] Trivandrum, Friday, 3rd August 1979 / 12th Sravana 1901 [No. 551

NOTIFICATION

No. W4-81549/79. *3rd August*, 1979.

In exercise of the powers conferred under Sub-Rule (i) of Rule 2A, Chapter V, K.E.R. read with Notification No. 46302/F3/78/G.Edn., dated 22-6-1979 the Director of Public Instruction hereby invites applications for opening new unaided recognised schools or upgrading existing unaided recognised schools in 1979-80 in the places published in the Notification of even No. and date as Gazette Extraordinary No. 550 dated 3rd August 1979, The Managers should provide the minimum site to the following extent (including land already owned by the schools, if any) as specified in Chapter IV of K.E.R.

Lower Primary Schools Upper Primary Schools with or without L. P. Section	0.4 to 0.8 Hectare
High Schools with or without Primary Sections	1.2 to 2 Hectares

33/3068

The applications should be submitted on or before 27-8-1979 to the District Educational Officer concerned in Form No. 1 of the K. E. R. appended to this Notification along with the Chalan Receipt of Rs. 10 in the case of L.P. Schools, Rs. 20 in the case of U. P. Schools and Rs. 30 in the case of High Schools remitted under the head of account noted below and four copies of the application and enclosures.

1. Lower Primary and Upper Primary Schools	"077 Education A Primary Education (a) Other Receipts, 2 Other items".
2. High Schools	"077 Education B Secondary Education (c) Other Receipts, 2 Other items".

Office of the Director of
Public Instruction,
Trivandrum.

C. K. K. PANICKER,
Director of Public Instruction.

APPENDIX I

FORM OF APPLICATION

Application for Permission to Open a School with a view to its Subsequent Recognition

1\. (a) Name and address of applicant

(b) Whether individual or Corporate? If corporate, the name of the Corporate Management should be furnished

(c) If corporate, the number of schools under the corporate management and their location

2\. Position of School: Taluk.............. Village..................

3\. Position with respect to neighbouring Schools as per enclosed sketch plan of the locality with names of all the schools within a radius of 3 miles of the proposed site and their distance from it. (The distance from the nearest cemetery or cremation ground)

Lower & Upper Primary Schools	Distance from the proposed site	High Schools	Distance from the proposed site

4\. (a) Name of the proposed school

(b) Class and grade of school with highest standard of instruction intended at opening

(c) Whether new or in continuation of the existing school

5. Date on which it is proposed to open the school

6. (a) Nature of tenure of the property by owner

   (b) Whether the applicant propose to acquire the site for the school and if so, when?

   (c) Extent of site of the existing school which is proposed to be raised

7. Reason for opening the School

8. Whether the School will be open to all the classes of the Community?

9. Details of the guarantees, the applicant can give of his ability to conduct the school successfully from a financial point of view

   (a) Site
   (b) Landed property for School
   (c) Nature of accommodation
   (d) Ready money
   (e) Other guarantees

10. Whether the applicant is already the Educational Agency of any recognised Institution under the Department, and if so, the name of that Institution?

11. Whether the applicant is prepared to furnish the cash security required by the Department?

12. Whether the applicant intends to run the school as an aided or recognised school?

13. Whether the applicant or if corporate any member has been convicted of an offence involving moral turpitude by a court of law, if so, give details?

14. Whether the applicant is prepared to absorb qualified teachers/non-teaching staff who after putting in service of 2 years and drawing 2 vacation salaries have been retrenched from any of the aided schools in the Education District in which the applicant proposes to open/upgrade the school and if so whether an agreement to that effect has been furnished?

Declaration

I solemnly declare that the facts stated above are correct.

Station: Applicant

Date:

N.B.—Documents etc., to accompany the application:

Every application shall be accompanied by:

(i) the chalan receipt for the application fee prescribed;

(ii) a sketch plan of the site of the proposed school;

(iii) a sketch plan of the locality showing the positions of the proposed school and the neighbouring schools which already serve the educational needs of the locality and the distances of the proposed site from the neighbouring school also marked;

(iv) a declaration by the applicant that the first instalment of financial guarantee where necessary—vide Rule 7 will be deposited on the date of opening the school and the subsequent instalments on the dates prescribed;

(v) documentary evidence to show the applicant's absolute ownership (or his right to be in exclusive possession for a period of not less than six years) of the site and building (if any) of the proposed school;

(vi) in cases where there are no buildings, a sketch plan of the proposed buildings with a declaration undertaking to put up the necessary buildings as per approved plan and to provide the necessary equipment, before a specified date;

(vii) a declaration by the applicant in the case of opening of new recognised unaided schools or upgrading of existing recognised unaided schools that he shall not at any time apply for the conversion of the unaided recognised schools into aided schools;

(viii) any agreement in stamp paper worth Rs. 3 as prescribed in column 14 of the application.

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Reg. No. KL/TV/13

KERALA GAZETTE

EXTRAORDINARY

PUBLISHED BY AUTHORITY

Vol. XXIV] Trivandrum, Friday, 3rd August 1979 / 12th Sravana 1901 (Saka) [No. 552

NOTIFICATION

UNDER SECTION 6 OF THE KERALA SURVEY & BOUNDARIES ACT, 1961

No. R2. 67/79. *23rd July*, 1979.

Whereas the Government have directed the survey of lands comprised in survey numbers noted below, it is hereby notified under subsection (1) of section 6 of the Kerala Survey and Boundaries Act, 1961 that survey operation will be started in the village soon and the survey numbers of the village noted below will be demarcated and surveyed and that every person claiming to be interested in the registered lands situated within or adjoining the undermentioned lands is hereby invited to attend immediately either in person or by agent on the Surveyor, employed in the locality and also from time to time, when called upon for the purpose of pointing out the boundaries and supplying information in connection therewith.

Under subsection (2) of section 6 of the said Act, this notification shall be held to be a valid notice to every person having any interest in the said lands.

Under subsection (3) of section 6 of the above said Act all the registered holders are hereby required:—

(a) to clear within 15 days by cutting down or removing any trees, jungle, fences, standing crops or other material obstructions the boundaries or other lines, the clearance of which may be necessary for the purposes of survey ; and

(b) to provide labour at such time and for such periods as may from time to time be required by furnishing flag holders and chainmen ; and

(c) to provide suitable survey marks and otherwise to give such assistance in the survey as may be demanded under the said Act or the rules made thereunder.

If any person fails to comply with these requisitions under clauses (a) to (c) mentioned above, the work will be got done by employing hired labour and the cost thereof will be recovered from the defaulters as provided in the Act and rules made thereunder.

DETAILS OF LANDS

District:—Trivandrum.

Taluk:—Neyyattinkara. *Village*:—Pallichal.

Sl. No.	*Sy. No.*
1	46/1
2	47/1
3	49/1
4	63/1

(Sd.)

Trivandrum. *Special Deputy Collector L. A. for Railways.*

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Government of Kerala
1979

Reg. No. KL/TV/12

KERALA GAZETTE

EXTRAORDINARY

PUBLISHED BY AUTHORITY

Vol. XXIV] Trivandrum, Friday, 3rd August 1979 / 12th Sravana 1901 [No. 553

GOVERNMENT OF KERALA

Law (Leg. A) Department

NOTIFICATION

No. 10964-Leg. (A) 1/79/Law. [*Dated, Trivandrum, 3rd August*, 1979/ *12th Sravana*, 1901.

The following Ordinance promulgated by the Governor on the 2nd day of August, 1979, is hereby published for general information.

By order of the Governor,

P. Kunjukrishnan,

Joint Secretary.

PRINTED AND PUBLISHED BY THE S.G.P. AT THE GOVERNMENT PRESS, TRIVANDRUM, 1979.

33/3072/MC.

ORDINANCE No. 12 OF 1979

THE KANAM TENANCY ABOLITION (SECOND AMENDMENT) ORDINANCE, 1979

Promulgated by the Governor of Kerala in the Thirtieth Year of the Republic of India.

AN

ORDINANCE

further to amend the Kanam Tenancy Abolition Act, 1976.

Preamble.—WHEREAS the Legislative Assembly of the State of Kerala is not in session and the Governor of Kerala is satisfied that circumstances exist which render it necessary for her to take immediate action;

AND WHEREAS instructions from the President have been obtained in pursuance of the proviso to clause (1) of article 213 of the Constitution of India;

NOW, THEREFORE, in exercise of the powers conferred by clause (1) of article 213 of the Constitution of India, the Governor of Kerala is pleased to promulgate the following Ordinance:—

1. *Short title and commencement.*—(1) This Ordinance may be called the Kanam Tenancy Abolition (Second Amendment) Ordinance, 1979.

(2) It shall be deemed to have come into force on the 1st day of January, 1970.

2. *Act 16 of 1976 to be temporarily amended.*—During the period of operation of this Ordinance, the Kanam Tenancy Abolition Act, 1976 (16 of 1976) (hereinafter referred to as the principal Act), shall have effect subject to the amendment specified in section 3.

3. *Insertion of new section 15A.*—After section 15 of the principal Act, the following section shall be inserted, namely:—

"*15A. Restoration of possession of certain holdings sold for arrears of jenmikaram.*—(1) Notwithstanding anything to the contrary contained in any law, or in any judgment, decree or order of court, where any holding has

been sold in execution of a decree for arrears of jenmikaram and the kanam tenant has been dispossessed of the holding after the appointed day and before the date of publication of the Kanam Tenancy Abolition (Second Amendment) Ordinance, 1979, in the Gazette, such sale shall stand set aside and such kanam tenant shall, subject to the provisions of this section, be entitled to restoration of possession of the holding.

(2) Any person entitled to restoration of possession of his holding under sub-section (1) may, within a period of three months from the date of publication of the Kanam Tenancy Abolition (Second Amendment) Ordinance, 1979, in the Gazette, deposit an amount equal to the arrears of jenmikaram for the one year immediately preceding the appointed day in the court which passed the decree and apply to that court for setting aside the sale and for restoration of possession of his holding:

Provided that where the holding has been sold to a purchaser other than the decree-holder, the amount to be deposited under this sub-section shall be equal to the purchase money together with interest at the rate of six percent per annum.

(3) The court shall, if satisfied after such summary inquiry as it deems fit, set aside the sale and restore the applicant to possession of his holding.

(4) Where the amount deposited under sub-section (2) is not found sufficient, the court shall not pass an order under sub-section (3) unless the deficit amount is deposited in the court within such period as the court may direct.

(5) The court may also order the applicant to deposit in the court such amount as may be specified by it towards costs of the auction purchaser and the value of improvements, if any, effected on the holding after the sale.".

JOTHI VENCATACHELLUM,

GOVERNOR.

Sl. No.	Survey No.	Description	Extent Hectares
41	2690/7	Wet	0.0105 P. R.
42	2690/4	,,	0.0585
43	2691/4	,,	0.0260
44	2926/5	Dry	0.0400
45	2926/4	,,	0.0653 P.R.
46	2925/6	,,	0.0032
47	2925/7	,,	0.0022
48	2925/5	,,	0.0004 P.R.
49	2925/4	,,	0.0061 P.R.
50	2924/8	,,	0.0061
51	2924/9	,,	0.0180
52	2924/4	,,	0.0081 P.R.
53	2932/4	,,	0.0239
54	2932/9	,,	0.0085
55	2932/10	,,	0.0055
56	2932/7	,,	0.0142
57	2932/11	,,	0.0227
58	2932/8	,,	0.0309 P.R.
59	2935/4	,,	0.0101
60	2935/7	,,	0.0525
61	2935/8	,,	0.0267
62	2935/5	,,	0.0123 P.R.
63	2935/6	,,	0.0221 P. R.
64	2937/4	,,	0.0072
65	2937/5	,,	0.0486
66	2937/3	,,	0.0147 P.R.
67	2938/5	,,	0.0250
68	2938/2	,,	0.0006 P.R.
69	2939/3	,,	0.0437
70	2939/2	,,	0.0142
71	2940/2	,,	0.0275
72	2940/4	,,	0.0047
73	2940/6	,,	0.0012
74	2940/3	,,	0.0005 P.R.
75	2940/5	,,	0.0078 P.R.
76	2941/2	,,	0.0311
77	2934/4	,,	0.0033
78	2934/3	,,	0.0105 P.R.
		Total	1.3633

By order of the Governor,
P.V. Ramachandran Nair,
Joint Secretary.

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